

FILED

JAN - 6 2017

## IN THE UNITED STATES DISTRICT COURT FOR THE

SOUTHERN DISTRICT OF ILLINOIS CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF ILLINOIS  
EAST ST. LOUIS OFFICE

JEREMY K. SMITH, SERGIO ALTER,  
 (full name) (Register No.)  
DAVID ROBERTSON, DEVELL CURRY,  
LISA NEIPEP, BAYLEIGH FARNHAM,  
MICHELLE WILLIAMS,  
PATRICIA FOXSEY  
 Plaintiff(s).

v.

Case No. 17-6-IP6

Bond County Jail,  
 (Full name)  
JEFF Brown - Bond County Sheriff

Defendant(s).

Defendants are sued in their (check one):

- Individual Capacity  
 Official Capacity  
 Both

COMPLAINT UNDER THE CIVIL RIGHTS ACT OF 42 U.S.C. § 1983

I. Place of present confinement of plaintiff(s): Bond County Jail  
403 SOUTH 2ND STREET GREENVILLE, IL 62246

## II. Parties to this civil action:

Please give your commitment name and any another name(s) you have used while incarcerated.

A. Plaintiff JEREMY K. SMITH Register No. n/a  
 Address 403 SOUTH 2ND STREET  
GREENVILLE, IL 62246

B. Defendant JEFF Brown

Is employed as SHERIFF - Bond County Illinois  
403 SOUTH 2ND STREET GREENVILLE, IL 62246

For additional plaintiffs or defendants, provide above information in same format on a separate page.

DEFENDANT - a) Bond County JAIL  
403 SOUTH 2ND STREET  
GREENVILLE, IL 62246

III. Do your claims involve medical treatment?

Yes  No \_\_\_\_\_ (EACH PLAINTIFF NEEDS MEDICAL ATTENTION)

IV. Do you request a jury trial?

Yes  No \_\_\_\_\_

V. Do you request money damages?

Yes  No \_\_\_\_\_

State the amount claimed?

\$~~500,000~~<sup>1/2</sup> ~~500,000~~ actual/punitive (PER PLAINTIFF)

VI. Are the wrongs alleged in your complaint continuing to occur? Yes  No \_\_\_\_\_

VII. Grievance procedures:

A. Does your institution have an administrative or grievance procedure?

Yes  No \_\_\_\_\_

B. Have the claims in this case been presented through an administrative or grievance procedure within the institution?

Yes \_\_\_\_\_ No

C. If a grievance was filed, state the date your claims were presented, how they were presented, and the result of that procedure. (Attach a copy of the final result.)

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D. If you have not filed a grievance, state the reasons.

GRIEVANCES "WERE REQUESTED" BUT REFUSED BY JAIL OFFICIALS AND THE NATURE OF THE CASE BEING EXTENSIVE, MOLD SPORE GROWTH ENDANGERING INMATES LIVES, THIS COURTS IMMEDIATE ATTENTION IS REQUIRED.

VIII. Previous civil actions:

A. Have you begun other cases in state or federal courts dealing with the same facts involved in this case?

Yes \_\_\_\_\_ No

B. Have you begun other cases in state or federal courts relating to the conditions of or treatment while incarcerated?

Yes \_\_\_\_\_ No

C. If your answer is "Yes," to either of the above questions, provide the following information for each case.

(1) Style: \_\_\_\_\_

(Plaintiff)

(Defendant)

(2) Date filed: \_\_\_\_\_

(3) Court where filed: \_\_\_\_\_

(4) Case Number and citation: \_\_\_\_\_

(5) Basic claim made: \_\_\_\_\_

(6) Date of disposition: \_\_\_\_\_

(7) Disposition: \_\_\_\_\_  
(Pending) (on appeal) (resolved)

(8) If resolved, state whether for: \_\_\_\_\_  
(Plaintiff or Defendant)

For additional cases, provide the above information in the same format on a separate page.

IX. Statement of claim:

- A. State here as briefly as possible the facts of your claim. Describe how each named defendant is involved. Include the names of other persons involved, dates and places. Describe specifically the injuries incurred. Do not give legal arguments or cite cases or statutes. You may do that in Item "B" below. If you allege related claims, number and set forth each claim in a separate paragraph. Use as much space as you need to state the facts. Attach extra sheets, if necessary. Unrelated separate claims should be raised in a separate civil action.

SHERIFF JEFF BROWN AND THE BOND COUNTY JAIL ARE RESPONSIRIE FOR THE SAFETY AND WELL BEING OF EACH AND EVERY INMATE IN CUSTODY. BLACK MOLD IS HEAVILY GROWING IN THE "BULLPEN" AND "LIVING AREAS" OF THE FEMALE PLAINTIFFS. REQUESTS FOR GRIEVANCES WERE DENIED BY JAIL OFFICIALS. INMATES HAVE HAD TO ENDURE BREATHING THE BLACK MOLD FOR MONTHS SOME UP TO (6) SIX MONTHS WITH SNEEZING COUGHING HEADACHES, NAUSEA, AND SEVERE STOMACH CRAMPS AND DIARHEA.

- B. State briefly your legal theory or cite appropriate authority:

INMATES LIVING IN BLACK MOLD IS DANGEROUS TO THEIR LIVES, NEGLIGENCE BY THE DEFENDANTS AND MALFEASANCE BY THE DEFENDANTS IS SUFFICIENT CAUSE TO CLOSE THE BOND COUNTY JAIL GIVE EACH PLAINTIFF MEDICAL TREATMENT / INSURANCE COVERAGE FOR LIFE AND COMPENSATE EACH PLAINTIFF \$5000000 & ACTUAL & PUNITIVE DAMAGES FOR THEIR SAFETY & HEALTH BEING PLACED IN JEOPARDY FOR BEING FORCED TO LIVE IN "BLACK MOLD".

X. Relief: State briefly exactly what you want the court to do for you. Make no legal arguments.

- 1) \$5,000,000<sup>00</sup> PER PLAINTIFF ACTUAL & PUNITIVE \$10,000,000<sup>00</sup> TOTAL
- 2) PROVIDE EACH PLAINTIFF WITH LIFETIME MEDICAL
- 3) CLOSE THE BORN COUNTY JAIL

XI. Counsel:

A. If someone other than a lawyer is assisting you in preparing this case, state the person's name. N/A

B. Have you made any effort to contact a private lawyer to determine if he or she would represent you in this civil action? Yes        No ✓

If your answer is "Yes," state the names(s) and address(es) of each lawyer contacted.

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C. Have you previously had a lawyer representing you in a civil action in this court?

Yes        No ✓

If your answer is "Yes," state the name and address of the lawyer.

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I declare under penalty of perjury that the foregoing is true and correct.

Executed (signed) this

30<sup>th</sup> day of DECEMBER 2016

Lisa Niespert  
(LISA NIEPERT)

Bayleigh Hartman  
(BAYLEIGH HARTMAN)

Michelle Williams  
(MICHELLE WILLIAMS)

Patricia Hoxsey  
(PATRICIA HOXSEY)

Signature(s) of Plaintiff(s) JEREMY K. SMITH

Sergio Salter  
(SERGIO PSALTER)

David Robertson  
(DAVID ROBERTSON)

Devell Curry  
(DEVELL CURRY)



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Clerk,  
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Southern District of Illinois  
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